

EXHIBIT A

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16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA
18 SAN FRANCISCO DIVISION

19 RICHARD KADREY, *et al.*,
20 Individual and Representative
21 Plaintiffs,
22
23 v.

24 META PLATFORMS, INC., a Delaware
corporation;
25 Defendant.

Case No. 3:23-cv-03417-VC

**DEFENDANT META PLATFORMS, INC.'S
OBJECTIONS AND RESPONSES TO
PLAINTIFFS' FIFTH SET OF REQUESTS FOR
PRODUCTION**

1 Meta objects to this Request because, on its face, it does not exclude documents and
2 communications exchanged with or at the direction of Meta’s attorneys concerning legal advice or
3 opinions, which are subject to attorney-client privilege and/or attorney work product
4 doctrine. Such documents will not be produced.

5 Meta objects to this Request as vague and ambiguous as to the phrasing “not identify” and
6 “databases used for training Llama Models.” Meta construes this Request as seeking documents
7 concerning Meta’s decision, if any, not to publicly identify with specificity the training data used
8 to train the Llama Models (as construed above) other than Llama 1.

9 Meta objects to this Request to the extent it assumes that Meta did not publicly identify
10 datasets used to train any Llama Models.

11 Meta objects to this Request as overbroad, unduly burdensome, and disproportionate to the
12 needs of the case to the extent that it seeks all documents and communications concerning the
13 subject matter of the Request, including documents and communications with limited, if any,
14 relevance to Plaintiffs’ copyright infringement allegations and Meta’s defenses thereto.

15 Meta objects to this Request to the extent it seeks information that is not relevant to any
16 party’s claims or defenses.

17 **REQUEST FOR PRODUCTION NO. 118:**

18 All Documents and Communications, including source code, relating to any efforts,
19 attempts, or measures implemented by Meta to prevent Llama Models from emitting or outputting
20 copyrighted material.

21 **RESPONSE TO REQUEST NO. 118:**

22 Meta incorporates by reference its objections and definitions above. Any electronic
23 communications, including emails and documents attached thereto, will only be produced pursuant
24 to and in accordance with the ESI Order.

25 Meta objects to this Request because, on its face, it does not exclude documents and
26 communications exchanged with or at the direction of Meta’s attorneys concerning legal advice or
27 opinions, which are subject to attorney-client privilege and/or attorney work product
28 doctrine. Such documents will not be produced.

Meta objects to this Request as vague, ambiguous, and indefinite as to “copyrighted material,” as the Request does not identify any and Meta is not in a position to know whether any particular work is subject to copyright protection. Meta construes this Request as seeking documents concerning Meta’s training data memorization mitigations for the Llama Models (as construed above).

Meta objects to this Request as overbroad, unduly burdensome, and disproportionate to the needs of the case to the extent that it seeks all documents and communications, including source code, concerning the subject matter of the Request, including documents and communications with limited, if any, relevance to Plaintiffs’ copyright infringement allegations and Meta’s defenses thereto.

Meta objects to this Request to the extent it seeks information that is not relevant to any party’s claims or defenses.

Meta objects to this Request as duplicative of other Requests, including Request No. 116.

Meta objects to this Request to the extent that Meta has already searched for and produced documents responsive to this Request, which overlaps with prior Requests.

Subject to and without waiving the foregoing objections, and pursuant to the terms of the Protective Order and ESI Order, Meta will conduct a reasonable search for and produce non-privileged, responsive documents in its possession, custody, or control, if any, sufficient to show Meta’s training data memorization mitigations for the Llama Models (as construed above).

REQUEST FOR PRODUCTION NO. 119:

All Documents and Communications, including source code, relating to the processing of copyrighted material used in training Llama Models, including storage and deletion of copyrighted material.

RESPONSE TO REQUEST NO. 119:

Meta incorporates by reference its objections and definitions above. Any electronic communications, including emails and documents attached thereto, will only be produced pursuant to and in accordance with the ESI Order.

Meta objects to this Request because, on its face, it does not exclude documents and

1 communications exchanged with or at the direction of Meta’s attorneys concerning legal advice or
2 opinions, which are subject to attorney-client privilege and/or attorney work product
3 doctrine. Such documents will not be produced.

4 Meta objects to this Request as vague, ambiguous, and indefinite as to “copyrighted
5 material,” as the Request does not identify any and Meta is not in a position to know whether any
6 particular training data is protected by copyright. Meta also objects to this Request on the ground
7 that it presupposes that there are documents related to the processing, storage, and deletion of
8 copyrighted material separate and apart from other training data.

9 Meta objects to this Request as duplicative of other Requests.

10 Meta objects to this Request as overbroad, unduly burdensome, and disproportionate to the
11 needs of the case to the extent that it seeks all documents and communications concerning the
12 subject matter of the Request, including documents and communications, including source code,
13 with limited, if any, relevance to Plaintiffs’ copyright infringement allegations and Meta’s defenses
14 thereto.

15 Meta objects to this Request to the extent it seeks information that is not relevant to any
16 party’s claims or defenses.

17 Meta objects to this Request as duplicative of other Requests, including Request Nos. 116
18 and 118.

19 Meta is willing to meet and confer with Plaintiffs regarding the appropriate scope, if any of
20 this Request.

21 **REQUEST FOR PRODUCTION NO. 120:**

22 All Documents and Communications, including source code, relating to actual or
23 contemplated source code changes within Llama Models, including source code “commits” and
24 “pull requests.”

25 **RESPONSE TO REQUEST NO. 120:**

26 Meta incorporates by reference its objections and definitions above. Any electronic
27 communications, including emails and documents attached thereto, will only be produced pursuant
28 to and in accordance with the ESI Order.

1 Dated: November 8, 2024

COOLEY LLP

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3 By: /s/ Judd Lauter

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